IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE TWELFTH DAY OF AUGUST
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE GOPALA KRISHNA TAMADA

WRIT PETITION NO : 1128 of 1995

Between:

G. Valli Devi, S/o Late Prasad Rao, Grade-I Telugu S.R.K.O. high School, Narsaraopet,
Guntur Dist.

..... PETITIONER

AND

1 District Educational Officer, Guntur Dist., Guntur.
2 Correspondent/Headmaster, S.R.K.O. High School, Narsaraopet, Guntur Dist.,
3 Director of School Education., A.P., Hyderabad.
4 State of A.P., Rep by Secretary Education Department, Secretariat, Hyderabad.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ or order or direction, especially one in the nature of mandamus 1) declaring that the petitioner is entitled to be paid Special Promotion post scale of 15 years w.e.f. 1-7-86 2) Compel the respondents to grant special Promotion post scale of 15 years w.e.f. 1-7-86 3) Direct the respondent to pay interest at the rate of 18% P.A on the amount due to the applicant as per prayer (II) above; and 4) to grant such other relief or reliefs as this Hon'ble court may deem fit and proper in the circumstances of the case.

For the Petitioner: MR.V.JOGAIAH SARMA, Advocate

For the Respondent Noa. 1, 3 and 4 : GP FOR SCHOOL EDUCATION

For the respondent No.2 : None appeared.

The Court made the following :

ORAL ORDER

This Writ Petition is filed by the petitioner seeking a declaration in the nature of Mandamus to declare that the petitioner is entitled to be paid Special Promotion post scale of 15 years with effect from 1.07.1986, and to direct the respondents to pay interest at the rate of 18% per annum on the amounts due to the petitioner.

The grievance of the petitioner is that though she was appointed as Grade-I Telugu Pandit in the 2nd respondent-school on 5.07.1968, and the instructions of the Government that the moment the Grade-I Pandit completes 15 years of service is entitled to get that Special Promotion scale of 15 years, the same is being denied by the respondents, and as such, she was constrained to approach this Court and filed the present Writ Petition.

No counter has been filed.

Heard the counsel appearing on either side.

From the material papers filed before this Court, it is not disputed that the petitioner was appointed on 05.07.1968. When it is a fact that she was appointed as early as in the year 1968, in view of the Government proceedings in Letter Dis.No. 773/G3/92, dated 18.03.1992, the moment the Language Pandits Grade-I completes 15 years of service prior to 1.07.1986, automatically they are entitled to Special Promotion Scale of 15 years. In the instant case, as the petitioner has completed 15 years of service by 1983, in my considered view the petitioner is entitled to get that

Special Promotion post and scale of 15 years from the date she completed 15 years of service.

The writ petition is, accordingly, allowed. No order as to costs.

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12th August, 2004

vp

That Rule Nisi has been made absolute as above.

Witness the Hon'ble Sri Devinder Gupta, the Chief Justice on this Thursday, Twelfth day of August, two thousand and four.

SPECIAL OFFICER

//TRUE COPY//

SECTION OFFICER

To

1. The District Educational Officer, Guntur District, Guntur,
2. The Director of School Education, A.P. Hyderabad,
3. The Secretary, Education Department, Govt of A.P. Secretariat, Hyderabad,
4. 2 CCs to Govt. Pleader for Education, High Court Buildings, Hyderabad (OUT)
5. 2 CD copies.